

**AMENDED
APPLICATION FOR PERMIT
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF NEVADA**

Date of filing in State Engineer's Office JUN 16 1989
 Returned to applicant for correction JUL 20 1989
 Corrected application filed JUL 26 1989
 Map filed JUL 26 1989

The applicant Alta Gold Company
P.O. Box 324, of Ely,
Street and No. or P.O. Box No. City or Town
Nevada 89315, hereby make application for permission to appropriate the public
State and Zip Code No.
 waters of the State of Nevada, as hereinafter stated. (If applicant is a corporation, give date and place of incorporation; if a
 copartnership or association, give names of members.) Nevada Corporation - 1962

1. The source of the proposed appropriation is underground
Name of stream, lake, spring, underground or other source
2. The amount of water applied for is 1 second foot second-feet
One second-foot equals 448.83 gals. per min.
 (a) If stored in reservoir give number of acre-feet.
3. The water to be used for mining - milling - domestic
Irrigation, power, mining, manufacturing, domestic, or other use. Must limit to one use.
4. If use is for:
 - (a) Irrigation, state number of acres to be irrigated
 - (b) Stockwater, state number and kinds of animals to be watered
 - (c) Other use (describe fully under "No. 12. Remarks") X
 - (d) Power:
 - (1) Horsepower developed
 - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point SW $\frac{1}{4}$, NE $\frac{1}{4}$ Section 35 T-15-N,
Describe as being within a 40-acre subdivision of public
R-56-E MDB&M The point of diversion is S62° 34' 40" E at a distance
survey, and by course and distance to a section corner. If on unsurveyed land, it should be so stated.
of 3009.54 feet from the NW corner Section 35.
6. Place of use Section 9 T-15-N, R-56-E MDB&M
Describe by legal subdivision. If on unsurveyed land, it should be so stated.
7. Use will begin about January 1 and end about December 31, of each year.
Month and Day Month and Day
8. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Water well - pumped to storage
State manner in which water is to be diverted, i.e. diversion structure, ditches and facilities.
flumes, drilled well with pump and motor, etc.
9. Estimated cost of works \$30,000

10. Estimated time required to construct works Well drilling and water system construction
If well completed, describe works.

- 3 months

11. Estimated time required to complete the application of water to beneficial use 3 months

12. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

The water will be used as process water for "heap leaching" ore at Alta Gold's East Junior property. Mining and leaching to commence in the summer of 1989. Full water recycling will be used as part of process.

Zero discharge is anticipated. Estimated usage is 448 gpm, 24 hrs day, 7 days wk.

s/Rick Havenstrite
By P.O. Box 324
E. Ely, NV 89315

Compared cc/se bp/vw

Protested _____

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to existing rights. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the amount of water actually placed to beneficial use. It is also understood that this right must allow for a reasonable lowering of the static water level. This well shall be equipped with a two (2) inch opening for measuring depth to water. If the well is flowing, a valve must be installed and maintained to prevent waste. A totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of water begins or before the Proof of Completion of Work is filed.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 53389 and 53390 shall not exceed 196.76 million gallons annually.

(CONTINUED ON PAGE 2)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to

exceed 1.0 cubic feet per second, but not to exceed 196.76 million gallons annually.

Work must be prosecuted with reasonable diligence and be completed on or before July 2, 1991

Proof of completion of work shall be filed on or before August 2, 1991

Application of water to beneficial use shall be made on or before July 2, 1993

Proof of the application of water to beneficial use shall be filed on or before August 2, 1993

Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed OCT 10 1991 IN TESTIMONY WHEREOF, R. MICHAEL TURNIPSEED, P.E.

Proof of beneficial use filed JUL 18 1996 State Engineer of Nevada, have hereunto set my hand and the seal of my

Cultural map filed _____ office, this 2nd day of July

Certificate No. 14470 Issued DEC - 2 1996 A.D. 19 90

FORFEITED

By Letter
DATE DEC 20 2005

(U)-5314 (Rev.)

CANCELLED OCT 14 1993
BECAUSE OF FAILURE
OF APPLICANT TO COMPLY WITH THE PROVISIONS OF PERMIT

rescinded June 5, 1996

(PERMIT TERMS CONTINUED)

The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

A monthly report shall be submitted to the State Engineer within 10 days from the end of the month which shall include the amount of water pumped from each well and the amount of water used for mining and milling purposes.

1

2

3